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DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

PERSON AUTHENTICATION APPLICATION DATA PROCESSING SYSTEM, PERSON AUTHENTICATION APPLICATION DATA PROCESSING METHOD, INFORMATION PROCESSING APPARATUS, AND PROGRAM PROVIDING MEDIUM

Case No, ________, the specification of which ________ is attached hereto ________, as one) Application Serial No. ________ and was amended on ________ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to me to be material to the patentability of this application in accordance with Titel 37, Code of Federal Regulations. 1.56^t

I do not know and do not believe this invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, and I believe that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as identified below:

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below:

Prior Foreign Application(s)

09792909-5130

Number

Country

Date

P2000-264516

Japan

August 31, 2000

and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the above listed application on which priority is claims:

¹ (b) Under this section, information is material to patentability when it is not cumulative to information already of record or beind made of record in the application, and

⁽¹⁾ It establishes, by itself or in combination with other information, a primafacie case of unpatentability of a claim; or

⁽²⁾ It refutes, or is inconsistent with, a position the application takes in:

⁽i) opposing an argument of unpatentability relied on by the Office, or

⁽ii) asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden of proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

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Prior Foreign Application(s) Number

Country

Date

If no priority is claimed, I have identified all foreign patent applications filed prior to this application: Prior Foreign Application(s)

Number

Country

Date

And I hereby appoint Joseph A. Mahoney (Reg. No. 38,956), Howard B. Rockman (Reg. No. 22,190), Jordan A. Sigale, (Reg. No. 39,028), Michael A. Molano (Reg. No. 39,777), Michael L. Kiklis (Reg. No. 38,939), Janelle D. Strode (Reg. No. 34,738), Kevin W. Guynn (Reg. No. 29,972), David R. Metzger (Reg. No. 32,919), Jennifer Hammond (Reg. No. 41,814), Lana Knedlik (Reg. No. 42,748), John F. Griffith (Reg. No. 44,137), Marina Saito (Reg. No. 42,121), Alison P. Schwartz (Reg. No. 43,863), Christopher P. Rauch (Reg. No. 45,034), Francisco Rubio-Campos (Reg. No. 45,358), Brian J. Gill (Reg. No. 46,727) and Shashank S. Upadbye, all members of the firm of Sonnenschein, Nath & Rosenthal

Telephone 312/876-0200 Ext. 2578

my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and direct that all correspondence be forwarded to:

SONNENSCHEIN NATH & ROSENTHAL 80th Floor – Sears Tower 233 S. Wacker Drive, Chicago, IL 60606

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or firs	st inventorMASASHI KON	v
Inventor's signature Residence	KANAGAWA, JAPAN	August 07, 2001
Citizenship	JAPANESE	
Post Office Address	c/o SONY CORPORATION 7-35, KITASHINAC SHINAGAWA-KU, TOKYO, JAPAN	GAWA 6-CHOME,
Full name of second inv	ventor YOSHIHITO ISHIBASHI	
Inventor's signature Residence	Joshikito Oshibashi Date TORYO, JAPAN	August 07, 200/
Citizenship	JAPANESE	
Post Office Address	c/o SONY CORPORATION 7-35, KITASHINAG SHINAGAWA-KU, TOKYO, JAPAN	AWA 6-CHOME,
Full name of third inven	ntor SHINAKO MATSUYAMA	
Inventor's signature Residence	Shinako Matsuyama Date TOKYO, JAPAN Date	August /3, 200/
	JAPANESE	, ,
Citizenship Post Office Address		DIJA C CHICAGO
1 051 Office Address	c/o SONY CORPORATION 7-35, KITASHINAG	AWA 6-CHOME,
	SHINAGAWA-KU, TOKYO, JAPAN	

Full name of fourth in	ICHIRO FUTAMURA	
Inventor's signature	/	Date <u>August</u> 07. 200/
Residence	JAPANESE	
Citizenship Post Office Address	c/o SONY CORPORATION 7-35,	KITASHINAGAWA 6-CHOME
r out office radicus	SHINAGAWA-KU, TOKYO, JAPAN	ICTIONITIVACAMI O CHOLLEY
	HIDEAKI WATANABE	
Full name of fifth inve	ntor	
Inventor's signature Residence	<u>Idideaki</u> Watanabe TOKYO, JAPAN	Date / Luguet 07, 200
	JAPANESE	
Citizenship Post Office Address	c/o SONY CORPORATION 7-35,	KITASHINAGAWA 6-CHOME.
rost Office Address	SHINAGAWA-KU, TOKYO, JAPAN	KITTOTII I O
∏ Full name of sixth inve □	entor	
Inventor's signature		Date
Residence		
Citizenship	CONTROL 7 25	KITASHINAGAWA 6-CHOME,
Post Office Address	c/o SONY CORPORATION 7-35, SHINAGAWA-KU, TOKYO, JAPAN	KITASHINAGAWA O-CHOME,
o minor o sarron o sarron o sarron o sarron	SHINAGAWA-KU, TOKYO, JAPAN	
Total		
Full name of seventh i	nventor	
Inventor's signature		. Date
Residence	,	
Citizenship		
Post Office Address		KITASHINAGAWA 6-CHOME,
	SHINAGAWA-KU, TOKYO, JAPAN	
Gull name of sighth in-		
Full name of eighth in	ventor	
Inventor's signature		Date
Residence		
Citizenship		
Post Office Address	c/o SONY CORPORATION 7-35, SHINAGAWA-KU, TOKYO, JAPAN	KITASHINAGAWA 6-CHOME.
Full name of ninth inv	entor	
Inventor's signature		Date
Residence		
Citizenship		
Post Office Address		KITASHINAGAWA 6-CHOME,
	CHINACAWA_KII TOKYO JAPAN	